IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

WEDNESDAY, THE 4TH APRIL 2007 / 14TH CHAITHRA 1929

WP(C).No. 11889 of 2007(M)

PETITIONER:

ANIL KUMAR V.,
ANIL BHAVAN, UMMANNOOR P.O., KOTTARAKKARA.

BY ADV. SRI.S.ABDUL RAZZAK

RESPONDENTS:

1. THE DEPUTY TAHSILDAR (R.R.),
   TALUK OFFICE, KOTTARAKKARA, KOLLAM.

2. THE CORPORATION BANK LTD.,
   REPRESENTED BY THE GENERAL MANAGER,
   REGD. OFFICE, MANGALA DEVI TEMPLE ROAD,
   MANGALAPURAM-571 001.

BY ADV. SRI.P.JACOB VARGHESE,SC, CORPN. BANK

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 04/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S.SIRI JAGAN, J.

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W.P.(C).No.11889 of 2007

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Dated this the 4th day of April, 2007

J U D G M E N T

The petitioner challenges the revenue recovery proceedings pursuant to Ext.P3 award of the *Lok Adalath*. By Ext.P3 award, the petitioner was permitted to settle the amount due from him by paying Rs.70,000/- out of an amount of Rs.1,79,536/- demanded by the bank. Now the petitioner's contention is that the bank cannot initiate revenue recovery proceedings for realisation of the amount as per Ext.P3 award, but they have to initiate execution proceedings before the appropriate civil court. In so far as the petitioner himself has agreed to pay the amount as per the condition of the order, I am not inclined to exercise my discretionary jurisdiction in favour of the petitioner. Accordingly, the writ petition is dismissed.

Sd/-

sdk+ S.SIRI JAGAN, JUDGE

///True copy///

P.A. to Judge.